

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURT

BY: COMPLAINT INFORMATION INDICTMENT SUPERSEDING

OFFENSE CHARGED

18 U.S.C. § 1029(a)(5) - Fraud Exceeding \$1,000 Using Others' Access Devices

18 U.S.C. § 1029(b)(2) - Conspiracy to Use Others' Access Devices

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

Petty
 Minor
 Misdemeanor
 Felony

PENALTY:

15 years prison, \$250,000 fine, 3 years supervised release, \$100 special assessment.

7.5 years prison, \$250,000 fine, 3 years supervised release, \$100 special assessment

PROCEEDING

Name of Complainant Agency, or Person (&Title, if any)
United States Secret Service, Special Agent Daniel Yang

person is awaiting trial in another Federal or State Court, give name of court

this person/proceeding is transferred from another district per (circle one) FRCrP 20, 21 or 40. Show District

this is a reprocution of charges previously dismissed
which were dismissed on motion of:

U.S. Att'y Defense
 this prosecution relates to a pending case involving this same defendant
 prior proceedings or appearance(s) before U.S. Magistrate regarding this defendant were recorded under

SHOW DOCKET NO.
} MAGISTRATE CASE NO.

Name and Office of Person Furnishing Information on THIS FORM

JOSEPH P. RUSSONIELLO

U.S. Att'y Other U.S. Agency

Name of Asst. U.S. Att'y OWEN P. MARTIKAN
(if assigned)

DEFENDANT

IS NOT IN CUSTODY

1) Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons was served on above charges

2) Is a Fugitive

3) Is on Bail or Release from (show District)

IS IN CUSTODY

4) On this charge
5) On another conviction
6) Awaiting trial on other charges } Fed'l State

If answer to (6) is "Yes", show name of institution

Has detainer been filed? Yes No } If "Yes" give date filed

DATE OF ARREST Month/Day/Year

Or... if Arresting Agency & Warrant were not
Month/Day/Year

DATE TRANSFERRED TO U.S. CUSTODY Month/Day/Year

This report amends AO 257 previously submitted

PROCESS:

SUMMONS NO PROCESS*

WARRANT Bail Amount: No Bail

If Summons, complete following:

Arraignment Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time: _____

Before Judge: _____

Comments: _____

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DEFENDANT - U.S.

JASON HOANG

DISTRICT COURT NUMBER

MHP

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U.S. Att'y Other U.S. Agency

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 (if assigned)

Has detainer been filed? Yes No } If "Yes" give date filed

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Arraignment Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments:

Name of District Court, and/or Judge/Magistrate Location
 NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

SHI GUANG GUAN

DISTRICT COURT NUMBER

MHP

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DATE OF ARREST } Month/Day/Year

Or... if Arresting Agency & Warrant were not
 Month/Day/Year

ADDITIONAL INFORMATION OR COMMENTS

SUMMONS NO PROCESS* WARRANT Bail Amount: No Bail

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Defendant Address:

*Where defendant previously apprehended on complaint, no new summons or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

United States District Court
FOR THE
NORTHERN DISTRICT OF CALIFORNIA
CRIMINAL DIVISION
VENUE: SAN FRANCISCO

E-filing

FILED
MHP
APR 10 PM 12:54
2008
U.S. DISTRICT COURT
SAN FRANCISCO

UNITED STATES OF AMERICA,

v.

SHI GUANG GUAN, JASON HOANG,
YANG HUA MEI, and YANG CAO

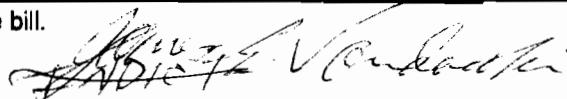
DEFENDANT.

INDICTMENT

18 U.S.C. § 1029(a)(5) - Fraud Exceeding \$1,000 Using
Others' Access Devices

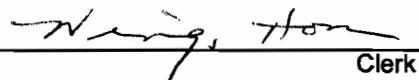
18 U.S.C. § 1029(b)(2) - Conspiracy to Use Others'
Access Devices

Indict
A true bill.

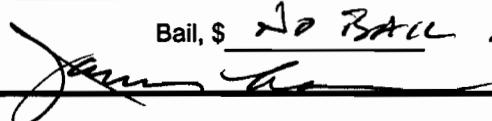


Foreman

Filed in open court this 10 day of April
2008


Clerk

Bail, \$ No Bail Arrest Warrants -
ALL DR



APR 10 2008
FBI - SAN FRANCISCO
U.S. DISTRICT COURT
FILED
MAY 12 2008
U.S. DISTRICT COURT
SAN FRANCISCO

1 JOSEPH P. RUSSONIELLO (CABN 44332)
2 United States Attorney

3 Attorney for Plaintiff

4 E-filing

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8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA

10 SAN FRANCISCO DIVISION

11

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 SHI GUANG GUAN, JASON HOANG,
16 YANG HUA MEI, and YANG CAO,

17 Defendants.

CR 08
No.

MHP

18

19 VIOLATIONS: 18 U.S.C. § 1029(b)(2) –
Conspiracy to Use Access Devices
Issued to Others; 18 U.S.C. § 1029(a)(5)
– Fraudulent Use of Access Devices
Issued to Others (Four Counts).

20 SAN FRANCISCO VENUE

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INDICTMENT

The Grand Jury charges:

COUNT ONE: 18 U.S.C. § 1029(b)(2) – Conspiracy to Use Access Devices Issued to Others

On or about and between May 7, 2005 and December 9, 2005, in the Northern District of California and elsewhere, the defendants

SHI GUANG GUAN,
JASON HOANG,
YANG HUA MEI, and
YANG CAO,

did knowingly and intentionally conspire and agree to fraudulently use one or more

INDICTMENT

1 access devices issued to other persons to obtain things of value aggregating \$1,000 or
2 more during that period, in violation of Title 18, United States Code, Section 1029(a)(5).

3 Overt Acts

4 As part of the conspiracy and to carry out its objects, the defendants committed or
5 caused to be committed the following overt acts, among others, in the Northern District of
6 California:

- 7 a. On or about May 18, 2005, GUAN used a Chase Bank of New York Visa
8 credit card with an account number ending in 4877 to pay for purchases at
9 the Birdnest King Distribution Company in San Francisco, California.
- 10 b. On or about May 20, 2005, GUAN used a Chase Bank of New York Visa
11 credit card with an account number ending in 8150 to pay for purchases at
12 the Birdnest King Distribution Company in San Francisco, California.
- 13 c. On or about May 15, 2005, HOANG used a Chase Bank of New York Visa
14 credit card with an account number ending in 6099 to pay for purchases at
15 the Birdnest King Distribution Company in San Francisco, California.
- 16 d. On or about May 15, 2005, MEI used a Chase Bank of New York Visa
17 credit card with an account number ending in 8212 to pay for purchases at
18 the Birdnest King Distribution Company in San Francisco, California.
- 19 e. On or about July 15, 2005, CAO used a Chase Bank of New York Visa
20 credit card with an account number ending in 3727 to pay for purchases at
21 the Collective Antiques store in San Francisco, California.

22 All in violation of Title 18, United States Code, Section 1029(b)(2).

23
24 COUNT TWO: 18 U.S.C. § 1029(a)(5) – Fraudulent Use of Access Devices

25 On or about and between May 7, 2005 and December 9, 2005, in the Northern
26 District of California, the defendant

27 SHI GUANG GUAN,

28 did knowingly and with intent to defraud effect transactions with at least one access

1 device issued to another person to receive payment and things of value, the aggregate
2 value of which was equal to or greater than \$1,000 during that period, and did attempt to
3 do so, and, in so doing, affected interstate commerce, in violation of Title 18, United
4 States Code, Section 1029(a)(5).

5

6 COUNT THREE: 18 U.S.C. § 1029(a)(5) – Fraudulent Use of Access Devices

7 On or about and between May 7, 2005 and December 9, 2005, in the Northern
8 District of California, the defendant

9 JASON HOANG,
10 did knowingly and with intent to defraud effect transactions with at least one access
11 device issued to another person to receive payment and things of value, the aggregate
12 value of which was equal to or greater than \$1,000 during that period, and did attempt to
13 do so, and, in so doing, affected interstate commerce, in violation of Title 18, United
14 States Code, Section 1029(a)(5).

15

16 COUNT FOUR: 18 U.S.C. § 1029(a)(5) – Fraudulent Use of Access Devices

17 On or about and between May 7, 2005 and December 9, 2005, in the Northern
18 District of California, the defendant

19 YANG HUA MEI,
20 did knowingly and with intent to defraud effect transactions with at least one access
21 device issued to another person to receive payment and things of value, the aggregate
22 value of which was equal to or greater than \$1,000 during that period, and did attempt to
23 do so, and, in so doing, affected interstate commerce, in violation of Title 18, United
24 States Code, Section 1029(a)(5).

25

26 COUNT FIVE: 18 U.S.C. § 1029(a)(5) – Fraudulent Use of Access Devices

27 On or about and between May 7, 2005 and December 9, 2005, in the Northern
28 District of California, the defendant

1 YANG CAO,
2 did knowingly and with intent to defraud effect transactions with at least one access device
3 issued to another person to receive payment and things of value, the aggregate value of which
4 was equal to or greater than \$1,000 during that period, and did attempt to do so, and, in so doing,
5 affected interstate commerce, in violation of Title 18, United States Code, Section 1029(a)(5).

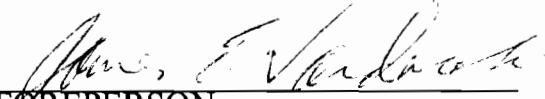
6

7

8 DATED: A TRUE BILL.

9 4-10-08

10


FOREPERSON

11

JOSEPH P. RUSSONIELLO
United States Attorney

12


KYLE F. WALDINGER

13

Deputy Chief, Major Crimes Section

14

(Approved as to form:


AUSA MARTIKAN

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INDICTMENT